

REMARKS/ARGUMENTS

Reconsideration of this application is requested. Claims 1-14 and 20-27 are in the case.

I. THE 35 U.S.C. §112, SECOND PARAGRAPH, REJECTION

Claims 1-14 and 20-27 stand rejected under 35 U.S.C. §112, second paragraph, as allegedly indefinite for the reasons detailed in the paragraphs bridging pages 2 and 3 of the Action. In response, the claims have been amended to obviate the outstanding formal points. The following comments are offered.

With reference to the objection to the paragraph of claim 1 bridging pages 5 and 6 of the prior response, that paragraph, and similar paragraphs appearing in other claims, has been amended to replace "cyclic" with "cycloalkyl or cycloalkoxy with carbon ranges as defined above". The expression "cyclic/acyclic" has been replaced by "cycloalkyl/acyclic or cycloalkoxy/acyclic, with carbon ranges as defined above".

The Examiner has objected to the reference to acyl or alkoxy groups being unsaturated. In response, the wording "may also be saturated" has been removed. However, a person of ordinary skill in this art would readily understand a reference to an alkyl or alkoxy group being unsaturated. Examples of such groups might be 1-butenyl or 1-butenyloxy. It is believed that the claims as amended are not indefinite in this regards and would be readily understood by one of ordinary skill in this art. Withdrawal of this aspect of the formal rejection is accordingly respectfully requested.

The expression "latter group" appearing in the claims has been replaced by appropriate language. Withdrawal of this objection is now respectfully requested.

The A definition in claim 1 has been objected to as including a subscript upper case J. In response, that formula has been amended to show a lower case j.

In light of the amendments as discussed above, it is believed that the outstanding 35 U.S.C. §112, second paragraph, rejection should now be withdrawn. Such action is respectfully requested.

II. THE 35 U.S.C. §112, FIRST AND SECOND PARAGRAPHS, REJECTIONS

Claims 1-14 and 20-27 stand rejected under 35 U.S.C. §112, paragraphs 1 and 2, for the reasons detailed beginning on page 3 of the outstanding Action. That rejection is respectfully traversed.

The Examiner objects that the claimed compounds, when in quaternary ammonium form, are not enabled because there is no minus charge or no counterion. It is respectfully submitted that one of ordinary skill would readily understand how to prepare compounds of the invention in quaternary ammonium form. The cited *Mayhew* decision is inapposite as the nature of the anion in this aspect of the claimed invention is not "essential". There is no lack of enablement with respect to the quaternary derivatives, any experimentation that one of ordinary skill might have to engage in would not be undue. Withdrawal of the lack of enablement rejection is respectfully requested.

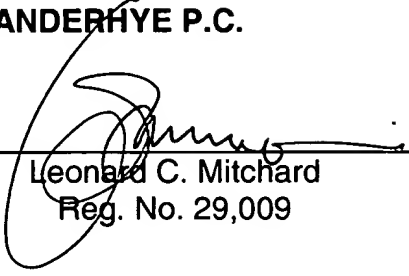
Allowance of the application is respectfully requested.

BJORE et al
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Respectfully submitted,

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By: _____


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